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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT TACOMA

9 DANIEL LEE ROUSE,

10                   Petitioner,

v.

11 JEFFREY A. UTTECHT,

12                   Respondent.

CASE NO. 3:19-cv-06145-BHS-JRC

ORDER ADOPTING REPORT  
AND RECOMMENDATION

14                   This matter comes before the Court on the Report and Recommendation (“R&R”)  
15 of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 27. The Court  
16 having considered the R&R and the remaining record, and no objections having been  
17 filed, does hereby find and order as follows:

18                   (1)     The R&R is **ADOPTED**;

19                   (2)     Petitioner’s motion for voluntary dismissal, Dkt. 24, is **GRANTED** and the  
20                   petition, Dkt. 12, is **DISMISSED** without prejudice;

21                   (3)     All other pending motions are **DENIED** as moot;

(4) A certificate of appealability is DENIED; and

(5) This case is closed.

Dated this 29th day of July, 2020.

  
BENJAMIN H. SETTLE  
United States District Judge